

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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James Juor, Reg. No. 36,177

5/21/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/051,870  
Applicant : Paul M. Stull  
Filed : January 16, 2002  
Title: : METHOD FOR GASTRIC COOLING USING BALLOON CATHETER  
Art Unit : 3763  
Examiner : Thompson, Kathryn  
Docket No.: : RADME-58551  
Customer No. : 24201

DECLARATION UNDER 37 CFR § 1.132

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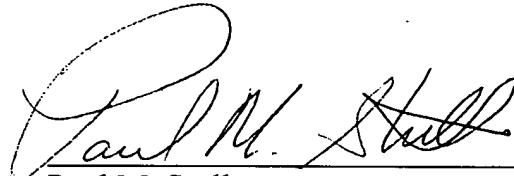
I, Paul M. Stull, declare as follows:

1. I am the named inventor of the above-identified application (hereinafter, "the subject application").
2. I have been informed that U.S. Patent No. 6,607,517 to Dae *et al.* (hereinafter, "the '517 patent"), filed August 21, 2001 and issued August 19, 2003, has been cited as a prior art reference under 35 U.S.C. § 102(e) against the subject application.
3. I am named as a co-inventor of the '517 patent.

4. I conceived the subject matter disclosed in the '517 patent relating to the use of a heat exchange catheter placed directly within the stomach.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: May 13, 2004

  
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Paul M. Stull